

## HOUSE BILL NO. 154

INTRODUCED BY D. MCGEE

BY REQUEST OF THE DEPARTMENT OF TRANSPORTATION

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE ACCURACY REQUIREMENTS FOR RECORDING STATE PLANE COORDINATES OF LAND BOUNDARIES IN THE PUBLIC RECORD; AND AMENDING SECTION 70-22-206, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 70-22-206, MCA, is amended to read:

**"70-22-206. Conformity to standards required for use of coordinates in recorded instrument. ~~No~~**  
**~~coordinates~~ Coordinates** based on the Montana coordinate ~~systems NAD 27 and SYSTEM~~ NAD 83  
purporting to define the position of a point on a land boundary ~~shall~~ may not be presented to be recorded  
in any public land records or deed records unless the coordinates have been ~~established in conformity with~~  
~~the national prescribed standards for third-order class II horizontal control surveys and provided that unless~~  
~~these surveys have been tied to or originated from monumented first- first-order or second-order higher~~  
accuracy horizontal control stations POINTS that are adjusted to and published in AS PART OF the national  
~~network of geodetic control SPATIAL REFERENCE SYSTEM and are within 3 miles of said land boundaries.~~  
~~Standards of accuracy and specifications apply for first-, second-, and third-order geodetic surveying as~~  
~~prepared and published by the federal geodetic control committee (FGCC) of the United States department~~  
~~of commerce or its successors. Publication of the existing control stations or acceptance with intent to~~  
~~publish newly established control stations by the national ocean survey/national geodetic survey~~  
~~constitutes evidence of adherence to FGCC specifications. PUBLIC LAND OR DEED RECORDS PRESENTED FOR~~  
RECORDING THAT PURPORT TO DEFINE THE POSITION OF A POINT ON A LAND BOUNDARY BASED ON COORDINATES FROM  
THE MONTANA COORDINATE SYSTEM, NAD 83, MUST CONTAIN A STATEMENT THAT IDENTIFIES BOTH THE FIRST-ORDER  
OR HIGHER ACCURACY CONTROL STATIONS USED IN THE SURVEY AND, THE SPECIFIC NAD 83 DATUM ADJUSTMENT TAG  
OF THE COORDINATES USED, AND THE TYPE OF EQUIPMENT AND METHODS USED TO PERFORM THE SURVEY."

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